

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Establishment – Gazetted – Department of Industries – Revision of seniority of Sri K. Madhukar Babu in the category of Assistant Director – Revised Orders – issued.

INDUSTRIES & COMMERCE (IE) DEPARTMENT

G.O.Ms. No . 118

Dated: 22.10.2013

Read the following:-

- Ref: 1. G.O.Ms.No.180, Ind. & Com. (IE) Dept. , dt.11.6.2003.
2. G.O.Rt.No.827, Ind. & Com. (IE) Dept. , dt.3.11.2003
3. From the COI, Hyderabad, Lr.No.22/1/2010/0594/0594, dt.31.1.2012.
4. From the COI, Hyderabad, Lr.No.22/1/2010/0594/0594, dt.15.6.2012.
5. Representation of Sri K. Madhukar Babu, Deputy Director of Industries Presently working as Project Director, DRDA, East Godavari District dt. 19.06.2012.
6. From the COI, Hyderabad, Lr.No.22/1/2010/0594/0594, dt.23.7.2012

ORDER:

In the reference 1st read above, Government have issued final seniority list in the category of Assistant Directors for the period from 18.10.1975 to 31.12.1998 in Multi – Zones I & II.

2. The Commissioner of Industries in the reference 3rd read above, has informed that Sri K. Madhukar Babu, direct recruit Assistant Director was appointed on 16.1.1997 through APPSC. His services were regularized w.e.f.16.1.1997. He was assigned final date in the category of Assistant Director as 16.1.1997 under Multi zone – II in G.O.Ms.No.180, Ind. & Com. (IE) Dept., dt.11.6.2003. However, as on date of issue of G.O., the probation of Sri K. Madhukar Babu was not declared as he could not pass the requisite tests within the prescribed period of probation. Later on, Government vide G.O.Rt.No.827, dt.3.11.2003 has refixed the date of commencement of probation as 30.7.2000 which is two years anterior to the date of his passing the departmental test on 29.07.2002 in terms of Rule 16 (h) of A.P. State and Subordinate Service Rules, 1996. Accordingly, the Commissioner of Industries has declared the probation of Sri K. Madhukar Babu w.e.f.18.9.2002 A.N. and requested the Govt. to reassign the final date in the category of Asst. Director of Industries to Sri K. Madhukar Babu by amending G.O.Ms.No.180, Ind. & Com. (IE) Dept., dt.11.6.2003 wherein he was assigned the final date in the category of Asst. Director as 16.1.1997 placing him at Sl.No.120 in the Multi Zone-II, so as to enable their office to reassign the final dates in the subsequent category of Deputy Director of Industries.

3. The Commissioner of Industries has also reported that he has issued a Show Cause Notice to the individual calling for the objections/representations if any, to reassign the date in the category of Asst. Director as 30.7.2000 by amending G.O.Ms.No.180, Ind. & Com. (IE) Dept., dt.11.6.2003 wherein he was assigned the final date in the category of Asst. Director as 16.1.1997 at Sl.No.120 in Multi Zone-II. Accordingly, Sri K. Madhukar Babu in the reference 5th read above has filed his objections before the Commissioner of Industries under a copy to Government on 19.06.2012 stating that the proposal, if any to amend G.O.Ms.No.180, Ind. & Com. (IE) Dept., dt.11.6.2003 for the purpose of

review of his seniority w.e.f. 30.07.2000 may be dispensed with as per the Rule 34 and 33 (a) of A.P.State & Subordinate Service rules 1996.

4. In the reference 6th read above, the Commissioner of Industries has stated that the said rule is not applicable in the instant case and the objections raised by the officer does not merit for consideration which reads as follows:

" Notwithstanding anything contained in the special rules or sub-rule(a) and (b) of rule 33, a probationer who does not pass the prescribed tests or acquire the prescribed special qualifications within the period of probation or within the extended period of probation under rule 17 and whose probation is further extended by the Government by an order under rule 31, till the date of his passing such tests or acquiring such qualifications, shall be deemed to have commenced the probation with effect from the date to be fixed by the Government, which would be anterior to a date to his passing such tests or acquiring such special qualifications, so, however, that the interval between the two dates shall be equivalent to the prescribed period of probation, whether on duty or otherwise and seniority of such probationer shall be determined with reference to the date so fixed.

Provided that nothing in this sub-rule shall apply in the cases of persons appointed to the class, category or grade in a service prior to the 9th March, 1981 and whose seniority in the said class, category or grade was fixed under sub-rule(b) of Rule 33, prior to the said date."

5. The Commissioner of Industries has therefore requested the Government to reassign the final date in the category of Asst. Director of Industries to Sri K. Madhukar Babu consequent on Government orders extending his probation upto 30.07.2000 vide reference 2nd read above by amending G.O.Ms.No.180, Ind. & Com. (IE) Dept., dt.11.6.2003 wherein he was assigned the final date in the category of Asst. Director as 16.1.1997 at Sl.No.120 in Multi Zone-II.

6. After careful examination of the matter, Government hereby reassign the final date to Sri K. Madhukar Babu in the category of Assistant Director of Industries as 30.7.2000 instead of 16.01.1997 duly amending G.O.Ms.No.180, Ind. & Com. (IE) Dept. , dt.11.6.2003, (wherein he was assigned the final date in the category of Asst. Director as 16.1.1997 at Sl.No.120 in the Multi Zone-II).

7. The Commissioner of Industries, Andhra Pradesh, Hyderabad shall take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRAPRADESH)

**K. PRADEEP CHANDRA
PRINCIPAL SECRETARY TO GOVERNMENT & CIP**

To
The Commissioner of Industries, AP, Hyderabad.
Copy to
Sri K. Madhukar Babu, Deputy Director of Industries
(through the COI, AP, HYd)
The GA (Ser.C) Dept.

// FORWARDED :: BY ORDER //

SECTION OFFICER